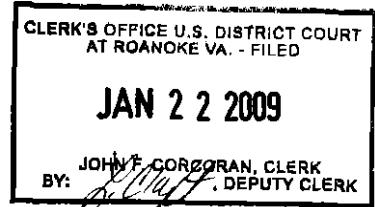


IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION



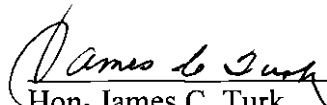
SCOTT SHIFFLETT,)	
)	Civil Action No. 7:06-CV-00404
Petitioner,)	
)	<u>FINAL ORDER</u>
v.)	
)	By: Hon. James C. Turk
UNITED STATES OF AMERICA,)	
)	Senior United States District Judge
Respondent.)	

In accordance with the accompanying Memorandum Opinion, it is hereby

ADJUDGED AND ORDERED

that Respondent United States' Motion to Dismiss (Docket No. 12) is **GRANTED** and Petitioner Scott Shifflett's Motion to Vacate, Set Aside or Correct Sentence Pursuant to 28 U.S.C. § 2255 (Docket No. 1) shall be and hereby is **DISMISSED**. The Clerk of Court is directed to strike the case from the active docket of the court and to send a copy of this Final Order and accompanying Memorandum Opinion to counsel of record for the Petitioner and Respondent.

ENTER: This 22nd day of January, 2009.



Hon. James C. Turk
Senior United States District Judge